10/550994

JC09 Rec'd PCT/PTO 26 SEP 2005

Express Mail #EV294594178US
Patent

Attorney Docket # 5367-201PUS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re National Phase PCT Application of

Tony ALBRECHT et al.

Int'l PCT Serial No.: PCT/DE2004/000333

Int'l Filing Date::

23 February 2004

For:

Semiconductor Laser Showing Reduced

Sensitivity to Disturbances

INFORMATION DISCLOSURE STATEMENT

Mail Stop **PCT**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO SB/08A.

In accordance with 37 C.F.R §§1.97(g) and (h), the filing of this Information Disclosure Statement should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56(b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant(s) reserve(s) the right to prove that the date of publication is in fact different.

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Submitted herewith is a copy of the International Search Report issued in connection with International Application on which the present U.S. National Phase application is based.

Copies of the references cited in the International Search Report have been supplied by WIPO to the USPTO. Therefore, copies of the cited references in the International Search Report are not being provided herewith in accordance with current U.S. practice because they should be on file already at the USPTO.

It is respectfully requested that the Examiner return an initialed copy of the attached Form PTO SB/08A to confirm that the publications supplied by WIPO and listed therein have been considered and made of record.

> Respectfully submitted, COHEN, PONTANI, LIEBERMAN & PAVANE

Thomas Langer

Reg. No. 27,264

551 Fifth Avenue, Suite 1210

New York, New York 10176

(212) 687-2770

Dated: September 26, 2005

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Substitute for Form 1449/PTO

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT
(Use as many sheets as necessary)

Sheet 1 of 2

Application Number

Filing Date
First Named Inventor
Art Unit
Examiner Name

Sheet 1 of 2

Attorney Docket Number 5367-201PUS

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Examiner Initials*	Cite No.	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant
	Number-Kind-Code ² (if known) MM-DD-Y Y Y Y		**	Figures Appear	
		US-2002/071464 A1	06/13/2002	Hall et al.	
		US-2002/126720 A1	09/12/2002	Yang	
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FOREIGN PATENT DOCUMENTS							
Examiner Cite No. 1		Foreign Patent Document	Publication Date	Name of Patentee or	Pages, Columns,	Te	
	No.	Country Code ³⁻ Number ⁴⁻ Kind-Code ^{5 (if known}	MM-DD-YYYY	Applicant of Cited Document	Lines, Where Relevant Passages or Relevant Figures Appear		
		DE 101 02 458 A	07/25/2002	Infineon Technologies, Inc.			
		JP 11 307876 A	11/05/1999	Ricoh Co., Ltd.			
		DE 199 08 426 A	09/07/2000	Siemens AG			
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Examiner Signature	Date Considered	

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicant's unique citation designation number (optional). 'See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 'Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 'Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 'Applicant is to place a check mark here if English language Translation is attached.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)					First Named Inventor	Tony ALBRECHT	
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Sheet	2	of	2		Attorney Docket Number	5367-201PUS	

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No. 1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		M. Sugimoto et al., "Surface Emitting Device with Distributed Bragg	
		Reflectors Grown By Highly Precise Molecular Beam Epitaxy", Journal of Crystal Growth, North-Holland Publishing Co., Amsterdam, NL, Vol.	
		127, No. 1/4, pp. 1-4, February 2, 1993	
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USP 6,798,810 corresponds to DE 110 38 235 A1.

It is respectfully requested that the above information be considered by the Examiner and that the copy of the enclosed Form PTO/SB/08a be returned indicating that such information has been considered.

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In accordance with 37 C.F.R §§1.97(g) and (h), the filing of this Information Disclosure Statement should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56(b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant(s) reserve(s) the right to prove that the date of publication is in fact different.

If any fees or charges are deemed required at this time in connection with the application, the same may be charged to our Patent and Trademark Office Deposit Account No. 03-2412.

> Respectfully submitted, COHEN, PONTANI, LIEBERMAN & PAVANE

Thomas Langer Reg. No. 27,264

551 Fifth Avenue, Suite 1210 New York, New York 10176

(212) 687-2770

Dated: September 26, 2005

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	U.S. PATENT DOCUMENTS							
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		US-6,798,810 B2	09/28/2004	Albrecht				
		US						
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FOREIGN PATENT DOCUMENTS							
Examiner Cite No. 1		Foreign Patent Document	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant	T ⁶	
	No.	Country Code ³ - Number ⁴ - Kind-Code ⁵ (if known	MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear		
		DE 100 38 235 A1	02/21/2002	Albrecht			

Examiner Signature	Date Considered	

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